

AGENDA ITEM #8b

August 25, 2005

Legislation Update

Note: This memo contains information on only those bills of potential interest to the Commission for which changes have been made (either in the bill's language or its status) since the last memo was issued (May 2005). A staff report containing the text and status of all bills being monitored by Commission staff is available upon request. The full text of all bills is available at www.leginfo.ca.gov.

Bills for which language has been amended (noted in *bold italics*):

- **AB 797: Wolk: DELTA PROTECTION COMMISSION**

This bill lays out proposed changes in membership to the Commission. The bill also proposes that the Commission's two-year Chair and Vice Chair terms be rotated among the Commissioners.

Earlier language relating to LAFCO approvals of local government plans has been removed from the bill.

New language in the bill would authorize an easement located within the primary or secondary zone of the Delta to be related to contract rescissions in any other portion of the Secondary Zone without respect to county boundaries.

The bill would also require the *California Research Bureau* (not the Commission, as originally proposed) of the State Library to prepare and submit a report to the Governor and Legislature, on or before January 1, 2007, reviewing the effectiveness of the Commission's regional plan.

STATUS: Last amended on 7/6/05. *Referred to Senate Committee on Appropriations on 7/13; hearing scheduled for 8/15.*

- **AB 1296: Hancock: SAN FRANCISCO BAY AREA WATER TRAIL**

This bill would enact the San Francisco Bay Area Water Trail Act. The act would establish the San Francisco Bay Water Trail to link access to the waters of San Francisco and San Pablo Bays. *Note: all language relating to inclusion of the Delta has been removed from the bill's language; the Commission will no longer track this bill.*

STATUS: Last amended on 6/27/05. *Referred to Senate Committee on Appropriations on 6/27; hearing scheduled for 8/15.*

- **AB 1665: Laird: FLOODING**

This bill would change the name of the State Reclamation Board to the Central Valley Flood Control Board (Board), and would require the Board to take steps to ensure improved safety of levees in the Central Valley. *This bill has been essentially re-written, and now contains language relating to property insurance on residential or commercial properties located in*

a levee inundation zone. It would authorize the Board to create an environmental mitigation and enhancement bank for work on project levees, if the Board determines it would be more cost-effective or environmentally beneficial than developing mitigation on a project-by-project basis.

The bill would also require DWR to prepare, on or before January 1, 2010, an updated flood control plan, and to annually prepare a plan and schedule for mapping of floodplain areas in the Central Valley. The bill would also require local flood management agencies with responsibilities for project levees to prepare a flood management plan on or before January 1, 2008, and every two years thereafter. Upon the Board's receipt of a local plan, it would prepare a written notice of flood hazard and submit the notice to the county assessor; each landowner determined by the Board to be located in the inundation zone of a project levee would be assessed an annual property tax.

STATUS: Last amended 6/28/05. *Referred to Senate Committee on Natural Resources and Water on 6/28.*

- **SB 153: Chesbro, Murray: THE CALIFORNIA CLEAN WATER, SAFE NEIGHBORHOOD PARKS, AND COASTAL PROTECTION ACT OF 2006**

This bill would enact the California Clean Water, Safe Neighborhood Parks, and Coastal Protection Act of 2006, which would authorize the issuance, pursuant to the State General Obligation Bond Law, of bonds in the amount of **\$3,865,000,000** (*previous amount was 3,595,000,000*). The bonds would be used for the purpose of financing a program for the acquisition, development, improvement, preservation, rehabilitation, and restoration of agricultural, coastal, cultural, forest, historical, park, recreational, and water resources in the State.

STATUS: Last amended on 7/11/05. *Referred to Assembly Committee on Appropriations on 7/11.*

Bills for which only status (not bill language) has changed:

- **AB 1200: Laird: SACRAMENTO-SAN JOAQUIN DELTA**

STATUS: Last amended on 6/23/05. *Referred to Senate Committee on Appropriations on 6/29; hearing scheduled for 8/15.*

- **SB 113: Machado, Torlakson: CALIFORNIA BAY-DELTA AUTHORITY**

STATUS: Last Amended on 4/14/04. *Referred to Assembly Committee on Water, Parks, and Wildlife on 6/9.*

- **SB 200: Machado: SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY PROGRAM**

STATUS: Last Amended on 4/19/05. *Held in Senate Committee on Appropriations and under submission on 5/26.*

- **SB 264: Machado: DELTA FLOOD PROTECTION FUND**

STATUS: Last Amended on 4/28/05. *Placed on Assembly Committee on Appropriations Suspense File on 6/29.*